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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 JOHN STEVEN OLAUSEN,

10 Petitioner,

11 vs.

12 E. K. MCDANIEL,

13 Respondent.
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Case No. 3:06-cv-00069-RCJ-VPC

ORDER

15 Petitioner has filed a motion for recusal or disqualification (ECF No. 107). The basis for the
16 motion is that Christopher Hicks now is the Washoe County District Attorney, where petitioner's
17 criminal proceedings occurred, and that he is the son of United States District Judge Larry R. Hicks.

18 Judge Hicks never has been assigned to this action.

19 IT IS THEREFORE ORDERED that petitioner's motion for recusal or disqualification (ECF
20 No. 107) is **DENIED**.

21 IT IS FURTHER ORDERED that a certificate of appealability is **DENIED**.

22 Dated: This 22nd day of September, 2016.
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25 ROBERT C. JONES
26 United States District Judge
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